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I hereby certify that this paper and fee are being deposited with the United States Postal Service as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 19, 2004.

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### IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of	:	October 19, 2004
Chen, et al	:	IBM Corporation
Filing Date: 10/18/2004	:	Dept. T81/Bldg. 503-3
Serial No. 10/711,981	:	P.O. Box 12195
For: Algorithm for Minimizing Rebate Value Due to	:	Research Triangle Park,
SLA Breach in a Utility Computing Environment	:	North Carolina 27709

### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants submit herewith patents, publications or other information of which there may be a duty to disclose in accordance with 37 CF 1.56.

While this Information Disclosure Statement may be "material" pursuant to 37 CFR 1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g) the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

The attached form, PTO-1449, provides a listing of patents, publications, or other information as required by 37 CFR 1.98(a)(1).

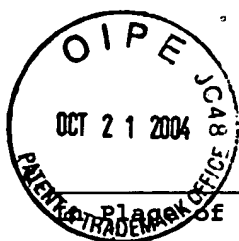
A copy of each of the items on PTO-1449 is supplied herewith.

Respectfully submitted,



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IBM Docket No. RSW920040131US1



Place of FORM PTO-1449 (Modified)

**LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANT'S INFORMATION DISCLOSURE  
STATEMENT**

Serial No. 10/711/981

Applicant: Chen et al.

Filing Date:

Group: \_\_\_\_\_

Atty. Docket No. RSW920040131US1

Reference Designation

U. S. PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
_____	AA 2004/0062205	04/2004	Friskney et al.	370	252	
_____	AB 6,556,659	04/2003	Bowman-Amuah	379	9.04	
_____	AC 2001/0047299	11/2001	Brewer et al.	705	14	
_____	AD 6,195,697	02/2001	Bowman-Amuah	709	224	

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Subclass	Translation Yes No
_____	AA 1 229 685	08/2002	EPO	H04L	12/24	

OTHER ART (Including Author, Title,

Date, Pertinent Pages, Etc.)

Examiner

Initial

\_\_\_\_\_ AA

\_\_\_\_\_ AB

Examiner:

Date Considered:

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.